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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of  Gurucharan Reddy  Serial No.: 09/434,196  Filed: November 4, 1999  For: Methods and Compositions Using Eukaryotic RAD52	Art Unit: 1636  Examiner: William O. Sandals  CERTIFICATE OF MAILING  I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail, with sufficient postage, addressed to the Director, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313 on <u>2/25/05</u>  Signed: <u>Jere Valles</u> Jere Valles
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PETITION TO WITHDRAW FROM REPRESENTATION

Director, U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313

Sir:

Petitioner hereby requests permission to withdraw from further representation involving the above identified application.

The enclosed Power of Attorney specifically identifies the undersigned, Richard F. Trecartin, Reg. No. 31,801, as having Power of Attorney in this application. The law firm identified in this Power of Attorney is Flehr Hohbach Test Albritton & Herbert LLP (the Flehr firm). The Flehr firm was acquired by Dorsey & Whitney LLP in May of 2002. We are located at the same address identified for the Flehr firm but with a name change to Dorsey & Whitney LLP.

It is submitted that the undersigned and the law firm of Dorsey & Whitney LLP have a Power of Attorney in this matter. Alternatively, the undersigned and the law firm of Dorsey & Whitney LLP have apparent authority to prosecute these patent applications based upon our continuing activity in prosecuting these applications after the acquisition of the Flehr firm by Dorsey & Whitney LLP.

The basis for this request for withdrawal is as follows. The former licensee of this application, Pangene Corporation, filed for bankruptcy under Chapter 7 (Dissolution) during October 2003. Upon information and belief, Pangene's rights under the license have been terminated. Yale University, the owner of this application, has not and apparently will not execute a legal services agreement with the below identified law firm. Yet, Yale continues to request that Dorsey expend legal services and incur costs to maintain its patent portfolio, which includes this and other Yale patent applications. Under the circumstances, the below identified law firm has been and continues to be prejudiced by maintaining this application.

**Serial No.:** 09/434,196  
**Filing Date:** November 4, 1999

There are no outstanding substantive matters in this application. As such, no prejudice will occur upon the grant of this Petition to Withdraw.

Prompt and favorable consideration of this Petition is requested.

This Petition is being submitted under Section 1.36 which is not subject to the normal petition fee as set forth in Section 1.17(h). However, should any petition fee or other fee be required in this matter, the Director is authorized to charge Deposit Account No. 50-2319 (Order No. 467135-00156/A-64077-2/RFT).

All future correspondence, other than the decision on this petition, should be forwarded to:

Diane K. Morrissey  
Manager of Intellectual Property Affairs  
Yale University  
Office of Cooperative Research  
433 Temple Street  
New Haven, CT 06511 U.S.A.

Respectfully submitted,

DORSEY & WHITNEY LLP

Date

FEB 22, 2005



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